

Environment Agency Permitting decisions

We have decided to vary the permit for Brookhill Landfill site operated by Flintshire County Council. The Variation is to amend the Finance condition 1.3 in the permit to reflect the Performance Deed (Local Authority) between Flintshire county council and the Agency

The permit number is	EPR/AP3739KS
The operator is	Flintshire County Council
The facility is located at	Brookhill Landfill Site, Brookhill Way, Pinfold Industrial Site, Buckley, Flintshire, CH7 3PL.
The decision was effective from	25/09/2009

Summary of the decision

We have decided to vary the permit for the operator, subject to the conditions in the permit. Condition 1.3 Finance has been amended to reflect the financial provision agreement change to Performance Deed (Local Authority), dated 25/09/2009

We consider in reaching that decision we have taken into account all relevant considerations and legal requirements and that the permit will ensure that the appropriate level of environment protection is provided.

Purpose of this document

This decision document:

- explains how the applicant's application has been determined;
- provides a record of the decision-making process;
- shows how all relevant factors have been taken into account; and
- [Justifies the specific conditions in the permit.

Unless the decision document specifies otherwise we have accepted the applicant's proposals.

Structure of this document

- Key Issues of the decision;
- Annex 1 the decision check list;

Key Issues of the decision

Financial Provision

Financial Provision was assessed by the Financial Provision Team and the Performance Deed (Local Authority); dated 25/09/2009 was accepted. The permit condition 1.3 Finance has been amended to reflect the change in financial provision -

1.3 Finance

- 1.3.1 The financial provision for meeting the obligations under this permit set out in the agreement Performance Deed (Local Authority), dated 25/09/2009, made between the operator and the Agency shall be maintained by the operator throughout the subsistence of this permit and the operator shall produce evidence of such provision whenever required by the Agency.

Annex 1: decision checklist

Activity	Justification / Detail	Determination criteria met	
		No	Yes
Operator Competence			
Financial provision	There is no known reason to consider that the operator will not be financially able to comply with the permit conditions. The decision was taken in accordance with RGN 5 on Operator Competence. The financial provision arrangements have satisfied the financial provisions criteria		✓